

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORIGINAL SIDE

NOTICE OF MOTION NO. 2840 OF 2004
IN
APPEAL NO. 488 OF 2004
IN
ARBITRATION PETITION NO. 196 OF 2004

1.Eswaran & Sons Engineers Ltd. & ors.

Appellants

vs.

Niskalp Investments & Trading Co.Ltd.

Respondents

Ms. N.S.Nappinai for the appellants.

Mr.Dinesh Purandare i/b. M/s.Madekar & Co. for the
respondents.

**CORAM : R. M. LODHA &
J.P. DEVADHAR,JJ.**

DATED : 1st October 2004

P.C.

Heard.

2. The learned counsel for the respondents does not
oppose the restoration of the appeal.

3. We, accordingly, recall the order dated 28th
September 2004 and restore the appeal to file.

4. The appeal pertains to the year 2004 and shall have
to wait for some time in view of practice note by the
Chief Justice for giving priority to the old matters.
We are not oblivious to the fact that appeal was

directed to be posted for hearing on 20th September 2004, but since the appeal has missed the bus it has to wait for some time.

5. Notice of motion stands disposed of.

6. Liberty to the applicants to apply for interim relief by fresh application.

(R.M. LODHA,J.)

(J.P. DEVADHAR,J.)